# City of Frisco Planning & Zoning Meeting Page 1 of 3

October 13, 2009

Public Hearing:

**Zoning Ordinance Amendment ZA09-0005** 

Owner(s):

City of Frisco

## **DESCRIPTION:**

Request to amend the Comprehensive Zoning Ordinance pertaining to regulations for alcohol sales in conjunction with golf courses. MW

#### **HISTORY:**

February 2, 2002, Frisco voters approved a local option to allow the sale of beer & wine as well as allowing restaurants to serve alcohol without a membership (private club).

May 9, 2009, Denton County voters approved a local option to allow the sale of alcohol that includes locations within the City of Frisco.

August 18, 2009, City Council adopted Ordinance No. 09-08-48, amending the Comprehensive Zoning Ordinance pertaining to regulations for alcohol sales.

### **REMARKS:**

Due to an inadvertent omission in the amendment approved August 18, 2009, the City is requesting to amend the Comprehensive Zoning Ordinance as it pertains only to alcohol sales in conjunction with the operation of a golf course. No other changes to the previously approved amendment are requested. The amendments are as follows:

- Restaurant or Cafeteria Amend Article II, Section 3.04 (25) to allow restaurants and/or cafeterias in residential zoning districts only as an accessory use when in conjunction with the operation of a golf course.
- Alcoholic Beverage Establishment Amend Article II, Section 3.04 (26) to allow alcoholic beverage establishments in residential zoning districts only as an accessory use when in conjunction with the operation of a golf course. Also clarify that separation requirements from residential zoning districts do not apply for this accessory use.
- Private Club Amend Article II, Section 3.04 (32) to allow private clubs in residential zoning districts only as an accessory use when in conjunction with the

operation of a golf course. Also clarify that separation requirements from residential zoning districts do not apply for this accessory use.

· Amend the Use Chart to reflect these changes.

#### RECOMMENDATION:

Staff recommends amending the Comprehensive Zoning Ordinance as follows – additions are in **bold underlined** text:

Article II

3.03 Schedule of Uses (Use Chart)

(see Exhibit "A")

3.04 Conditional Development Standards

#### 25. Restaurant or Cafeteria:

(a) A Restaurant or Cafeteria is permitted by specific use permit in the NS zoning district and is permitted by right in the R, OTC, O-2, C-1, C-2, CO, H, IT, and I zoning districts. A Restaurant or Cafeteria is also permitted in the A, RE, SF-1, SF-2, SF-3, SF-4, SF-5, PH, TH, 2F, MF-1, and MF-2 zoning districts only as an accessory use when in conjunction with the operation of a golf course.

### 26. Alcoholic Beverage Establishment:

- An alcoholic beverage establishment is permitted only by specific use permit in O2, R, OT-C, H, C1, C2, CO, and IT zoning districts.

  An Alcoholic Beverage Establishment is also permitted in the A, RE, SF-1, SF-2, SF-3, SF-4, SF-5, PH, TH, 2F, MF-1, MF-2, O-1, and NS zoning districts only as an accessory use when in conjunction with the operation of a golf course.
- (c) An alcoholic beverage establishment shall not be located within:
  - A. 800 feet from a church, public hospital, public school, private school, and/or residential zoning district. For this purpose, residential zoning districts shall include, but is not limited to properties that are zoned Neighborhood Service and residential Planned Development Districts. Separation from residential zoning districts does not apply to Alcoholic Beverage Establishments that are an accessory use in conjunction with the operation of a golf course.

## 32. Private Club

- (b) A private club is permitted only by specific use permit in O2, R, OT-C, H, C1, C2, CO, and IT zoning districts. A private club is also permitted in the A, RE, SF-1, SF-2, SF-3, SF-4, SF-5, PH, TH, 2F, MF-1, MF-2, O-1, and NS zoning districts only as an accessory use when in conjunction with the operation of a golf course.
- (c) A private club shall not be located within:
- A. 800 feet from a church, public hospital, public school, private school, and/or residential zoning district. For this purpose, residential zoning districts shall include, but is not limited to properties that are zoned Neighborhood Service and residential Planned Development Districts. Separation from residential zoning districts does not apply to Alcoholic Beverage Establishments that are an accessory use in conjunction with the operation of a golf course.

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